

4-3-1974

Board of Regents Meeting Minutes and Agenda, April 3rd, 1974

University of Texas at Tyler

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AGENDA
BOARD OF REGENTS MEETING
TYLER STATE COLLEGE

3:00 p.m., April 3, 1974

I. Invocation

II. Approval of Minutes, March 13, 1974

REPORT: Each of you has been sent a copy of the Minutes of the March 13, 1974 Meeting of the Board of Regents. Are there any additions or corrections to the Minutes of the March 13, 1974 Meeting?

Motion: _____

Second: _____

BOARD ACTION: That the Minutes of the March 13, 1974 Meeting of the Board of Regents of Tyler State College be approved as read.
(approved) (disapproved)

III. Approval of Agenda

REPORT: Each of you was furnished a copy of the letter to the Secretary of State in accordance with state law, advising him of this meeting and furnishing him a copy of the items to be considered today. Is there a motion to approve the agenda?

Motion: _____

Second: _____

BOARD ACTION: That the agenda of the Board of Regents Meeting as presented to the Secretary of State pursuant to state law, be approved.
(approved) (disapproved)

IV. Annual Election of Officers of Board of Regents of Tyler State College

REPORT: In accordance with Article II, Section 2.1 of the By-Laws of the Board of Regents of Tyler State College, the officers of the Board shall be elected by the Members of the Board at the April meeting of each year to serve a one year term. The officers of the Board of Regents shall be the Chairman, Vice-Chairman, and Secretary. The April meeting of the Board shall be known as the Annual Meeting. Article II, Section 2.2 states that the officers of the Board shall be elected for a one year term and may not succeed themselves.

Election of the Chairman

Motion: _____

Second: _____

BOARD ACTION: The Board of Regents elected _____
as Chairman of the Board of Regents to take office immediately and
to serve for a one year term.

Election of the Vice-Chairman

Motion: _____

Second: _____

BOARD ACTION: The Board of Regents elected _____
as Vice-Chairman of the Board of Regents to take office immediately
and to serve for a one year term.

Election of the Secretary

Motion: _____

Second: _____

BOARD ACTION: The Board of Regents elected _____
as Secretary of the Board of Regents to take office immediately
and to serve for a one year term.

V. Appointment of the President of Tyler State College

REPORT: In accordance with Article V, Section 5.1 of the By-Laws of
the Board of Regents of Tyler State College, the President of the College,
shall, at the April meeting, be appointed by the Board of Regents.

Motion: _____

Second: _____

BOARD ACTION: Appropriate action will be taken upon consideration of
this matter by the Board of Regents.
(approved) (disapproved)

VI. Report of Standing Committees

- A. Executive Committee - Regent Robert G. Schleier
- B. Academic and Personnel Committee - Regent B. H. McVicker, M.D.
- C. Campus and Building Committee - Regent Neal E. Velvin

Consideration of Architectural Planning

REPORT: A report relative to architectural planning will be presented by the Campus and Building Committee for consideration by the Board of Regents.

Motion: _____

Second: _____

BOARD ACTION: Appropriate Board action will be taken upon consideration of the report by the Campus and Building Committee.
(approved) (disapproved)

- D. Finance and Appropriations Committee - Regent C. Quentin Abernathy

Consideration of a Proposed Tyler State College Scholarship for Community and Junior Colleges

REPORT: A proposal relative to the establishment of a Tyler State College scholarship program for community and junior college students is attached. (See Exhibit A).

The Finance and Appropriations Committee has considered the program proposal and a report will be given concerning the proposed community and junior college scholarship by the committee.

Motion: _____

Second: _____

BOARD ACTION: Appropriate action will be taken upon consideration of this matter by the Board of Regents.
(approved) (disapproved)

E. Legal Committee - Regent Dean W. Turner

Consideration of an Institutional Policy Concerning Access to
Public Information

REPORT: The Legal Committee has considered an institutional policy concerning access to public information which is required by Article 6252-17a, Vernon's Texas Civil Statutes (refer to the publication distributed at the March 13, 1974 Board of Regents meeting titled "Reform Legislation").

A committee report will be given by the Legal Committee regarding an access to information policy (See Exhibit B).

Motion: _____

Second: _____

BOARD ACTION: Appropriate action will be taken upon consideration of this matter by the Board of Regents.
(approved) (disapproved)

VII. Report and Recommendations of the President of the College

VIII. Reports of Special Committees

IX. Unfinished Business

X. New Business

XI. Adjournment

Motion: _____

Second: _____

Time: _____

MINUTES

Annual Meeting of

BOARD OF REGENTS

TYLER STATE COLLEGE

Held on the Campus of
Tyler State College

April 3, 1974

The Board of Regents, Tyler State College, convened at 3:00 p.m., April 3, 1974, with eight members present: Chairman Jack C. Morgan, Robert G. Schleier, Neal E. Velvin, C. Quentin Abernathy, Jeff Austin, Jr., H. J. McKenzie, Dr. B. H. McVicker, and Dean W. Turner. Absent was David K. McKie.

Also present were Dr. James H. Stewart, Jr., President; Dr. Billy L. Turney, Vice President for Academic Affairs; John R. Sawyer, Vice President for Fiscal Affairs; Legal Counsel Harry Loftis; and Mrs. Lou Love, Secretary to the President.

Others in attendance were John R. Pierce, Director of Physical Plant; Dr. Judy B. Kern, Tyler State College faculty member; William T. Steely, Frank Lawyer, and George Harris from the Caudill Rowlett Scott architectural firm; E. Davis Wilcox from E. Davis Wilcox Associates; D. L. Price and Archie Whitfield from the Tyler Courier-Times newspaper; and Dan Bailey.

The meeting of the Board of Regents, Tyler State College, was called to order by Chairman Jack C. Morgan.

ITEM I. INVOCATION

Regent C. Quentin Abernathy pronounced the invocation for the opening of the Annual Meeting of the Board of Regents of Tyler State College.

ITEM II. APPROVAL OF MINUTES, MEETING OF MARCH 13, 1974

On motion of Regent Schleier, and seconded by Regent Velvin, the Minutes of the March 13, 1974 meeting of the Board of Regents were approved as written.

ITEM III. APPROVAL OF AGENDA

Regent Turner moved, and Regent Abernathy seconded, that the agenda of the Board of Regents meeting as presented to the Secretary of State pursuant to state law, be approved as amended to place the election of the officers of the Board of Regents toward the end of the agenda. Motion carried.

ITEM IV. APPOINTMENT OF THE PRESIDENT OF TYLER STATE COLLEGE

Regent B. H. McVicker, M.D., Chairman of the Academic and Personnel Committee, reported that the committee, in accordance Article V, Section 5.1 of the By-Laws of the Board of Regents of Tyler State College, which states that the President of the College, shall, at the April meeting, be appointed by the Board of Regents, recommends that Dr. James H. Stewart, Jr. be re-appointed as President of Tyler State College for the 1974-75 academic year with the contract to include the twelve month period from September 1, 1974 through August 31, 1975.

BOARD ACTION: Regent B. H. McVicker moved, and Regent H. J. McKenzie seconded, that the Board of Regents approves the reappointment of Dr. James H. Stewart, Jr. as President of Tyler State College for the 1974-75 academic year with the contract to include the twelve month period from September 1, 1974 through August 31, 1975. Motion carried unanimously.

ITEM V. CONSIDERATION OF A PROPOSED TYLER STATE COLLEGE SCHOLARSHIP FOR TEXAS COMMUNITY AND JUNIOR COLLEGES

Regent C. Quentin Abernathy, Chairman of the Finance and Appropriations Committee, reported that the administration has proposed Tyler State College offer an annual scholarship for a student in each accredited public and private Texas community and junior college which will cover the tuition and required fees at Tyler State College. The recipient would be selected by each community or junior college and the scholarship would be known as the "Tyler State College Scholarship". The scholarship would be for undergraduate study only and students must be residents of Texas as defined in the Coordinating Board, Texas

College and University System "Rules and Regulations for Determining Residence Status". The proposed scholarship would be administered through the office of Student Financial Aid. Regent Abernathy reported that he and the Finance and Appropriations Committee are enthusiastic about the proposal but suggested that it be deferred until the next meeting of the Board of Regents so that more study can be made relative to funding the scholarships. (Exhibit A).

BOARD ACTION: Regent Abernathy moved, and Regent McVicker seconded, that action on the proposed Tyler State College scholarship for all Texas community and junior colleges be deferred until the next meeting of the Board of Regents. Motion carried unanimously.

ITEM VI. EXECUTIVE SESSION

Upon declaring the Board in executive session at 3:15 p.m., Chairman Morgan announced that the items to be discussed were personnel and contracts. The Board reconvened at 3:30 p.m.

ITEM VII. CONSIDERATION OF AN INSTITUTIONAL POLICY CONCERNING ACCESS TO PUBLIC INFORMATION

Regent Dean W. Turner, Chairman of the Legal Committee, reported that the committee has reviewed a proposed Tyler State College policy on access to information by the public in compliance with Article 6252-17a, or House Bill No. 6, Acts of the 63rd Legislature, Regular Session, 1973, which provides by law for making public information accessible to the general public and states in Section 13 of the Act that each governmental body may promulgate reasonable rules of procedure by which public records may be inspected efficiently, safely, and without delay.

In view of this Act, and in accordance with Section 13 of the Act, the attached policy (Exhibit B) is recommended by the Legal Committee as an institutional operating policy.

BOARD ACTION: Regent Turner moved, and Regent Schleier seconded, that pursuant to the provisions and intent of Article 6252-17a, Texas Civil Statutes, known as the Open Records Act or House Bill No. 6, 63rd Legislature, Regular Session, 1973, and because the Board of Regents of Tyler State College believes that all persons are, unless expressly prohibited by law, at all times entitled to full and complete information regarding the affairs of government and the official acts of those who represent them as public officials and employees, the attached policy relating to the accessibility of information in the custody of Tyler State College be adopted as the institutional policy concerning access to public information (Exhibit B). Motion carried unanimously.

ITEM VIII.

CONSIDERATION OF REVISION OF RULES AND BY-LAWS

Regent Turner reported that he and Legal Counsel Harry Loftis have spent considerable time in reviewing the Rules and By-Laws of the Board of Regents. As soon as a rough draft is completed, it will be sent to each member of the Legal Committee to be studied. After the committee has reacted to the draft, it will be presented to the Board for consideration.

BOARD ACTION: Received as information.

ITEM IX.

REPORT AND RECOMMENDATIONS OF THE PRESIDENT

President Stewart covered the following items in his report to the Board of Regents:

1. Honorary Degree for May 14, 1974 Commencement Speaker

At the March 13, 1974 Board of Regents meeting, Dr. Stewart was requested to report to the Board concerning awarding an honorary degree to the May 14, 1974 Commencement speaker. Dr. Stewart stated that upon studying this matter, along with the Convocations Committee and the Interim Faculty Senate, the idea to confer on the Commencement speaker an honorary doctorate meets with favorable endorsement. Further, Dr. Stewart talked with Senator A. M. Aikin, Jr. to determine if he would accept an honorary doctorate in Public Administration from Tyler State College. The Senator was receptive to this honor.

Dr. Stewart recommended to the Board of Regents that an honorary doctorate in Public Administration be conferred upon Senator A. M. Aikin, Jr. who will be the Commencement speaker at the May 14, 1974 Commencement.

BOARD ACTION: Regent Velvin moved, and Regent McKenzie seconded, that the Board of Regents approves the conferral of an honorary doctorate of Public Administration upon the May 14, 1974 Tyler State College Commencement speaker, Senator A. M. Aikin, Jr. who represents Senatorial District No. 1 of the State of Texas and who is a resident of Paris located in Lamar County, Texas. Further, that the Board directs the president of the college to arrange for the awarding and conferral of the Doctor of Public Administration Degree on Senator A. M. Aikin, Jr. in accordance with proper and accepted academic standards and protocol during and as a part of the first commencement program in the history of Tyler State College to be conducted on May 14, 1974 at Harvey Hall in the City of Tyler, Smith County, Texas. Motion carried unanimously.

2. Future Proposed Honorary Degrees at Tyler State College

Dr. Stewart expressed appreciation, along with the general faculty, for the fact that the Board of Regents requested that study be given to the matter of awarding an honorary degree to our first commencement speaker. In addition to the immediate decision of awarding an honorary degree to Senator Aikin, Dr. Stewart stated that it also brings to attention the realization that an established procedure for considering honorary degrees in the future needs to be established. Pursuant to this realization, Dr. Stewart advised the Interim Faculty Senate that he concurred with their recommendation that the Faculty Senate, which will be implemented during this month in accordance with action of the Board on March 13, 1974, consider through their deliberations a procedure for acting on future proposed honorary degrees to be awarded by Tyler State College. Dr. Stewart stated that an established procedure will assist the institution in making timely decisions regarding the conferral of honorary doctorates. A procedure, upon being studied by the faculty and president, will be presented to the Board of Regents for consideration.

BOARD ACTION: Regent Turner moved, and Regent Austin seconded, that the Board of Regents approves the administration's recommendation that the Faculty Senate consider through their deliberations a procedure for acting on future proposed honorary degrees to be awarded by Tyler State College, and further, that any proposed procedure be presented to the Board of Regents by the president for final approval. Motion carried unanimously.

3. Extension Work and Off-Campus Centers

At the March 13, 1974 Board of Regents meeting, it was requested that Dr. Stewart make an additional report concerning extension work and the establishment of off-campus centers by various colleges and universities. Dr. Stewart stated that a report to the Board was made on March 21, 1974 through Administrative Notes concerning this matter. Essentially, the report related that the most appropriate action for Regents at this time is to express concern to individual state senators and representatives about this problem which has significant implications for the quality of higher education throughout the State of Texas.

BOARD ACTION: Received as information.

4. Academic Freedom, Tenure and Responsibility

Dr. Stewart reported that an institutional committee was appointed

on May 16, 1973 by the administration to begin a study of the development of a proposed policy on academic freedom, tenure and responsibility for Tyler State College. Dr. Stewart further stated that this is an important task and the committee members have continued to work very hard on it since their appointment. Additionally, Dr. Stewart distributed Policy Paper No. 1, developed and approved by the Coordinating Board, Texas College and University System on October 16, 1967 that encompasses guiding principles to assist Texas colleges and universities in the matter of academic freedom, tenure and responsibility. Dr. Stewart also reported that this matter would be brought to the Board's attention in the near future and that he felt that studying Policy Paper No. 1 would be helpful in dealing with a Tyler State College policy.

BOARD ACTION: Received as information.

ITEM X. REPORT ON ARCHITECTURAL PLANNING

Regent Velvin, Chairman of the Campus and Building Committee, introduced William T. Steely, Project Director for Phase I construction from Caudill Rowlett Scott architectural firm. Mr. Steely recognized the other members of the architectural team present for the meeting.

Mr. Steely stated that the bid documents are 60-65% complete; the landscape team from Johnson, Johnson and Roy were on the site last week and tagged trees, etc., and by mid-April, things should be ready for early site development. Site work is being done that will fit into Phase II and Phase III.

He also reported on interest being shown by various contractors. Mr. Steely said that the publicity on this job is very great and many contractors are aware of the project but are running scared because of the shortage of materials, etc.

Frank Lawyer, Design Engineer with CRS, gave a report on landscape planning for the master plan generally and Phase I specifically including some graphic descriptions of new plantings, lawns, lighting, walkways, etc. around the various buildings.

George Harris, Civil Engineer with CRS, reported that the landscape people are doing a good job but that God had made a beautiful piece of property and it is their intent to clear only what is absolutely necessary.

A discussion followed on methods of bidding the contracts and probable escalation costs due to inflation and the energy crisis.

BOARD ACTION: Received as information.

ITEM XI. EXECUTIVE SESSION

On motion of Regent Velvin, seconded by Regent Abernathy, Chairman Morgan declared the meeting in executive session at 4:20 p.m. It reconvened into open session at 5:00 p.m. The purpose was to discuss contracts.

ITEM XII. ANNUAL ELECTION OF OFFICERS OF BOARD OF REGENTS OF TYLER STATE COLLEGE

In accordance with Article II, Section 2.1 of the By-Laws of the Board of Regents of Tyler State College, the officers of the Board shall be elected by the Members of the Board at the April meeting of each year to serve a one year term. The Executive Committee recommended that in lieu of nominations for chairman, each Regent would vote his choice with the one receiving a majority of votes to be declared chairman.

Election of Chairman

BOARD ACTION: On motion of Regent Abernathy, seconded by Regent Schleier, Regent B. H. McVicker, M.D., was declared the Chairman of the Tyler State College Board of Regents for the ensuing year. Motion carried unanimously.

Election of Vice Chairman

BOARD ACTION: Regent Abernathy moved that Regent Dean W. Turner be the Vice Chairman of the Tyler State College Board of Regents for the coming year. Regent Velvin seconded the nomination and Regent Austin moved that the nominations cease and elect Regent Turner by acclamation. Motion carried unanimously.

Election of Secretary

BOARD ACTION: Regent Abernathy moved that Regent David K. McKie be the Secretary of the Tyler State College Board of Regents for the coming year. Regent Schleier seconded the nomination and Regent Austin moved that the nominations cease and elect Regent McKie by acclamation. Motion carried unanimously.

ITEM XIII. ANNOUNCEMENTS

Chairman Morgan announced that there will be a meeting of the Board of Regents on May 14, 1974. Mr. Morgan expressed his deep appreciation for the cooperation he has received as Chairman of the Board this past year.

The newly elected Chairman, Dr. B. H. McVicker, expressed his appreciation for the confidence that has been placed in him and promised to do the very best to make a good Chairman. He also asked that a resolution be placed in the Minutes for the

fine job that Regent Jack C. Morgan has done.

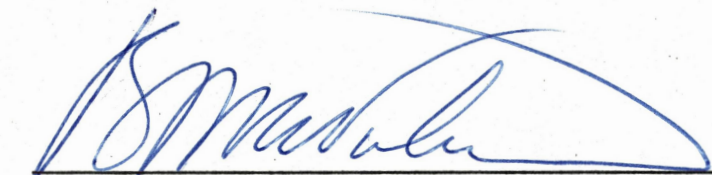
ITEM XIV. ADJOURNMENT

On motion of Regent Austin, seconded by Regent Velvin, the meeting was adjourned at 5:15 p.m.



David K. McKie, Secretary

APPROVED:



B. H. McVicker, M.D., Chairman